



**RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION**

(Approving New Lease to Housing Authority for Project AZ 16-36)

- WHEREAS,** pursuant to Article IV, Section 1(a) of the Constitution of the White Mountain Apache Tribe, *inter alia*, the Tribal Council has the authority to represent the Tribe and act in all matters that concern the welfare of the Tribe; and
- WHEREAS,** the White Mountain Apache Housing Authority (“Housing Authority”), as the Tribally Designated Housing Entity of the Tribe, is responsible for carrying out the Housing Plans of the Tribe (collectively, “IHP”), and undertaking the development and operation of housing, pursuant to the Native American Housing Assistance and Self-Determination Act of 1996 (“NAHASDA”); and
- WHEREAS,** the Housing Authority, in furtherance of its approved IPH, as adopted and amended to date under NAHASDA, has applied for an allocation of Tax Credits (“Tax Credits”) from the Arizona Department of Housing (“ADOH”), which will permit the Housing Authority to cause the rehabilitation of forty-nine (49) dwelling units, comprising a portion of its previously developed housing project, known as Project No. AZ 16-36 (“Project”); and
- WHEREAS,** the Housing Authority has selected and approved the forty-nine (49) dwelling units within the Project to be rehabilitated, which dwelling units are located upon certain of the existing leasehold property of the Housing Authority, as more particularly described and set forth in Exhibit A attached hereto and incorporated herein (“Project Leasehold Property”); and
- WHEREAS,** in connection with the Tax Credit program as administered to ADOH under the applicable provisions of Section 42 of the Internal Revenue Code of 1986, as amended, it is necessary for the Housing Authority to sublease the Project Leasehold Property to an Arizona limited partnership to be known and identified as WMAHA Rehabilitation Limited Partnership (“Tax Credit Partnership”), within which the Housing Authority will act as General Partner; and
- WHEREAS,** the Tribal Council, as the duly empowered and authorized governing body of the Tribe, believes it to be in the best interests of the Tribe to adopt this Resolution, 1) to permit and authorize an updated, new Lease for the forty-nine (49) dwelling units; and 2) to permit and authorize the sublease of the Project Leasehold Property from the Housing Authority to the Tax Credit Partnership.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that:

Resolution No. 06-2007-237

1. A new, updated Lease for the forty-nine (49) dwelling units known as Project AZ 16-36 is hereby approved for the White Mountain Apache Housing Authority for a term of 25 years, with an automatic 25 year renewal period.
2. The Housing Authority is hereby authorized to sublease the Project Leasehold Property to the Tax Credit Partnership.
3. Lease No. HFA85-1636 issued to the Housing Authority on April 23, 1985 for this site is hereby cancelled.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice Chairwoman, is hereby authorized to execute any and all document necessary to effectuate the intent of this Resolution.

The foregoing resolution was on **JUNE 11, 2007** duly adopted by a vote of **SIX** for and **ZERO** against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (h), (i), (j), (s), (t) and (u) of the Constitution of the Tribe, ratified by the Tribe September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).



Chairman of the Tribal Council



Secretary of the Tribal Council